

Rec'd 6/10/2009

Form 8849

(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

"GASOLINE"

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

KJ POWELL INC

Address (number, street, room or suite no.)

40 60X 50

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

Foreign country, if applicable. Do not abbreviate.

Daytime telephone number (optional)

8143423190

Employer identification number (EIN)

9474

Social security number (SSN)

ZIP code

16866

Month claimant's income tax year ends

12

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (/) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here	Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.	
	12-03-09 Date	

Signature and title (if applicable)

R. Keith Powell

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature Firm's name (or yours if self-employed), address, and ZIP code	Date	Check if self- employed <input type="checkbox"/>	Preparer's SSN or PTIN
			<input type="checkbox"/> EIN <input type="checkbox"/>	Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

UV POWELL INC

EIN

474

Total refund (see Instructions)

S 10254.31

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ► 07-01-09 To ► 09-20-09

Claimant's registration no. ► UV = 204.5 Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

► UB _____ Complete for lines 1b and 2c.

► UP _____ Complete for line 2b.

► UA _____ Complete for line 3. See UV for lines 3d and 3e, type of use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	348
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2005)

Name as shown on Form 8849

J.J. POWELL, INC.

EIN

9474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use in commercial aviation (other than foreign trade) taxed at \$218		\$.175		\$	355
b Use in commercial aviation (other than foreign trade) taxed at \$244		.200			417
c Nonexempt use in noncommercial aviation		.025			418
d Other nontaxable uses taxed at \$244		.243			345
e Other nontaxable uses taxed at \$218		.218			369
f LUST tax on aviation fuels used in foreign trade		.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. *Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.*

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.183	6148	\$ 1125.08	382
b Use by a state or local government	.183	50433	9229.23	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. *Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.*

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	324
b Use by a state or local government	.193			

Schedule 2 (Form 8849) (Rev. 1-2005)

"GASOLINE CLAIM"

Schedule 2 (Form 8848) (Rev. 1-2003)

Name as shown on Form 8849

Page 2

JJ POWELL INC

EIN

9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	CHESTER HILL BORO	274
	CHESTER HILL FIRE CO	226
	PHILIPSBURG CELEOLA SCHOOL	711
	PHILIPSBURG BORO	775
	SOUTH PHILIPSBURG BORO	0
	RELIANCE FIRE CO	7
	BALD EAGLE FIRE CO	65
	SNYDER TWP	61
	TYRONE SCHOOL DIST	730
	LOGAN FIRE CO	56
	HOPE FIRE CO	44
	PA DEPT OF TRANSPORTATION	0
	MT TOP FIRE CO	194
	PATTON TWP	4106
	HALFMOON TWP	81
	BELLEVONTE BORO	3733
	CENTRE CO LIBRARY	65
	CENTRE CO OFFICE OF TRANSPORTATION	29143
	LINDINE FIRE CO	4
	BENNER TWP	168
	SEVEN MTHS EMS COUNCIL	0
	BELLEVONTE SCHOOL DIST	3292
	CLEARFIELD CO MUN SER REC AUTH	332
	SPRING TWP	1105

Schedule 2 (Form 8848) (Rev. 1-2003)

"GASCLINE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

Name as shown on Form 2443

Page 2

W. Powell (1913)

EUN

9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Schedule 2 (Form 1049) (Rev. 1-2003)

JULY 2009
EXEMPT GAS SALES THRU CARDLOCK

Initials	Date
Prepared By	
Approved By	

Form 8849
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

"UNDYED DIESEL FUEL"
Claim for Refund of Excise Taxes

300 GATE
Z.C.G
OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

✓ ✓ POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 50

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (/) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

12-03-09

Date

Signature and title (if applicable)

R KEITH POWELL

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature Firm's name (or yours if self-employed), address, and ZIP code	Date	<input checked="" type="checkbox"/> I self- employed	<input type="checkbox"/> Preparer's SSN or PTIN
			<input type="checkbox"/> EIN	<input type="checkbox"/> Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

Schedule 2
(Form 8849)
(Rev. January 2006)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

Name as shown on Form 8849

JUPOWELL INC

EIN

9474

Total refund (see instructions)
S 7430.45

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ► 07-01-09 To ► 09-30-09

Claimant's registration no. ► UV 5045 Complete for lines 1a, 2a, 4a, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

► UB _____ Complete for lines 1b and 2c.

► UP _____ Complete for line 2b.

► UA _____ Complete for line 3. See UV for lines 3d and 3e, type of use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	<u>30578</u>	\$ <u>7430.45</u>	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	
b Sales from a blocked pump	.243			346
c Use in certain intercity and local buses	.17			347

Name as shown on Form 8849

Page 2

LJ Powell Inc

EIN or SSN

74724

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K D		Gallons Enter whole gal. only.
		K	D	
	TAYLOR Twp			434
	WILSTETTER HILL Boro			98
	PHILIPSBURG Boro			439
	REEDVILLE FIRE Co.			202
	S. PHILIPSBURG Boro			0
	REEDVILLE FIRE Co			219
	SHEN FERRY FIRE Co			276
	SAXON Twp			1010
	TYRONE SCHOOL DIST			1047
	LOGAN FIRE Co			302
	HOPE FIRE Co			302
	THE TOP FIRE Co			370
	PRITCHETT TWP			2781
	LEEMANSON Twp			250
	SPRINGFIELD FIRE Co			0
	HOWARD TOWNSHIP FIRE Co			0
	BELLESPRING Boro			3506
	CENTRE HALL FIRE Co			188
	CENTRE CO. LIBRARY			625
	UNDINE FIRE Co			228
	BONNER TWP			762
	BELLEVILLE SCHOOL DIST			5235
	CENTRE HALL Boro			25
	SORING Twp			50
	GREEN TWP FIRE Co			95
	WILLIAMSPORT MUNICIPAL AIRPORT AUTH			92
	WILSTETTER HILL FIRE Co.			52
	RIDGE TWP			119
	BOGGS TWP			841
	UNION FIRE Co			0

Schedule 2 (Form 8849) (7-88)

JJ POWELL INC

EIN or SSN

9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons	
				Enter whole gal. only.	
	HOWARD TWP				0
	KAETHAUS TWP				285
	MARION TWP				0
	DENOTUR TWP				0
	UNION TWP				1006
	MORRIS TWP				670
	COOPSE TWP				0
	BEDFORD TWP				0
	GIBBARD TWP				0
	PA DCNR - BUREAU OF FORESTRY				0
	PA GAME COMMISSION				0
	PA STATE CORRECTIONAL INSTITUTION				0
	PA FISH & BOAT COMMISSION				0
	PA DEPT OF TRANSPORTATION				0
	PA DEPT OF TRANSPORTATION				0
	CENTRE CO OFFICE OF TEAMS				598
	WALLACETON BOGGS AUTH				15
	PHILIPSEBURG CECOPIN SCHOOL DIST				3
	CLINTON CO SOLID WASTE AUTH				423
	ALPHA FIRE DEPT				224
	MILESBURG BORO				219
	SEVEN MTNS EMS COUNCIL				16
	PLEASANT GAP FIRE CO				1055
	LAWRENCE TWP				2400
	REDBANK VALLEY SCHOOL				1458
	SPRING RIVER WALKER AUTH				1739
	CENTRE CO. POTTER SEWER AUTH				59
	ATTIENS WOODS & LODGE				34
	WALKER TWP FIRE CO				661

July 2009

EXEMPT DIESEL SALES THRU CARDLOCK

Indis:	Date
Prepared By:	
Approved By:	

CUSTOMER	EXEMPT FEDERAL	EXEMPT STATE	
		2009 10	
Taylor Twp	18059		18059 ✓
Master Hill Boro	3695		3695 ✓
Chester Hill Fire Co	3596	✓	3596 ✓
PA School	344		344 ✓
Young Boro	24560		24640 ✓
Lehman Fire Co.	9600	✓	9600 ✗ ✓
Mo Valley EMS	0	✓	66716 ✗ ✓
Columbia Fire Co	7946	✓	7946 ✓
Cold Eagle Fire Co	16807	✓	16807 ✓
Snyder Twp	23605		33405 ✓
Tyrone School	15005		15005 ✓
Logan Fire Co	16716	✓	16716 ✓
PAI EMS	0	✓	58029 ✓
Hope Fire Co	11055	✓	11055 ✗ ✓
PAI Twp Fire Co	16378	✓	16378 ✓
Potter Twp	58423		58423 ✓
Hollinger Twp	9597		9597 ✓
PAI Boro	123792		123792 ✓
Penn Valley EMS	0	✓	30048 ✓
Centre Hall Fire Co	6049	✓	6049 ✓
Centre Co Library	21467		21467 ✓
Centre Co Office of Trans	18006		18006 ✓
Udine Fire Co	11883	✓	11883 ✓
Banner Twp	28821		38821 ✓
PAI School	13744		13744 ✓
Gregg Twp Fire Co	2162	✓	3162 ✓
Clinton Co Solid Waste	18007		18007 ✓
Wport Airport	2714		2714 ✓
Rush Twp	4409		4409 ✓
Mburg Boro	6305		6305 ✓
Centre Hall-Potter Sewer	3001		3001 ✗ ✓
Citizen H&I	3379	✓	3379 ✓
Walker Twp Fire Co	5613	✓	5613 ✓
Redbank Valley School	4201		4201 ✓
Wallaceton Boro, Mun Boro	1500		1500 ✗ ✓
PAI EMS	0	✓	99078 ✗ ✓
Alpha Fire Co	7523	✓	7523 ✓
	589722	✓	793592 ✓
			5014 09 420135
			10 373457

474 QTR
ZCC9

GASOLINE

8849

Form 8849
(Rev. January 2008)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

JW POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 30

Social security number (SSN)

PHILIPSBURG PA

ZIP code

16866

City and state or province. If you have a foreign address, see page 2.

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

814-342-190

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Schedule 6	Other Claims	<input type="checkbox"/>
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Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Sign Here

02-19-10

Date

Signature and title (if applicable)

Jeffrey S Powell

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature	Date	Check if self- employed <input type="checkbox"/>	Preparer's SSN or PTIN
	Firm's name (or yours if self-employed), address, and ZIP code		<input type="checkbox"/> EIN	Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

W POWELL INC

EIN

8474

Total refund (see instructions)

S 8814.56

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ► 10-01-09

To ► 12-31-09

Claimant's registration no. ► UV 0045 Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

► UB _____ Complete for lines 1b and 2c.

► UP _____ Complete for line 2b.

► UA _____ Complete for line 3. See UV for lines 3d and 3e, type of use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

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Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

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	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$ 243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$ 243		\$	346
b Sales from a blocked pump	243			
c Use in certain intercity and local buses	.17			347

Schedule 2 (Form 8848) (Rev. 1-2009)

Page 2

Name as shown on Form 8848

JU POWELL INC

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7474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use in commercial aviation (other than foreign trade) taxed at \$219		\$.175		\$	355
b Use in commercial aviation (other than foreign trade) taxed at \$244		200			417
c Nonexempt use in noncommercial aviation		.025			418
d Other nontaxable uses taxed at \$244		.243			345
e Other nontaxable uses taxed at \$219		.218			369
f LUST tax on aviation fuels used in foreign trade		.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.183	9240	\$ 1690.92	362
b Use by a state or local government	.183	38927	7123.64	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	324
b Use by a state or local government	.193			

Schedule 2 (Form 8848) (Rev. 1-2009)

"GASOLINE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

Name as shown on Form 8849

Page 2

JJ Powell Inc

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9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	CHESTER HILL BORO	339
	CHESTER HILL FIRE CO	226
	PHILIPSBURG ELEMENTARY SCHOOL	1118
	PHILIPSBURG BORO	1245
	SOUTH PHILIPSBURG BORO	0
	RELIANCE FIRE CO	20
	BALD EAGLE FIRE CO	50
	SNYDER TWP	66
	TYRONE SCHOOL DIST	1306
	LOGAN FIRE CO	43
	HOPE FIRE CO	1
	PA DEPT OF TRANSPORTATION	0
	MT TOP FIRE CO	171
	PATTON TWP	3732
	HALFMOON TWP	17
	BELLEFONTE BORO	3428
	CENTRE CO LIBRARY	113
	CENTRE CO OFFICE OF TRANSPORTATION	25721
	UNION FIRE CO	38
	BELLMER TWP	147
	SEVEN MTS EMS COUNCIL	0
	BELLEFONTE SCHOOL DIST	4272
	CLEARFIELD CO MUN SER REC AUTH	102
	SPRING TWP	985

Schedule 2 (Form 8849) (Rev. 1-2003)

"GASOLINE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

Name as shown on Form 8849

Page 2

U Powell Inc

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9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester or environmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	WILLIAMSPORT MUNI AIRPORT AUTH	220
	RUSH TWP	740
	STATE COLLEGE SCHOOL DIST	0
	MILESCING PCO	334
	CENTRE HILL-PIER SEWER AUTH	60
	PLEASANT GAP FIRE CO	0
	CITIZEN HOCKEY LEAGUE	0
	CENTRE HALL PCO	0
	BOGGS TWP	737
	HAWTHORN FIRE CO	0
	WALKER TWP FIRE CO	0
	LAWRENCE TWP	0
	HOWARD TWP	0
	TAYLOR TWP	5
	CLARION CN	27
	MERRIS TWP	73
	RED BANK VALLEY SCHOOL	2544
	UNION TWP	16
	WARRIOR MARK WATER AUTH	253
	COLLARVILLE FIRE CO	18

4TH QTR 2009 FEDERAL EXEMPT GAS SALES

FUEL MGMT	Taylor	Chill	Chill	Pound	BE	Snyder	Tyron	ME	Patten	Half	8446
	Twp	2000	FC	Twp	2000	FC	Twp	School	FC	Twp	mean

OCT	502	9002	6208	24913	35106	1644	6554	54952	2228	137767	1743	120018
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NOV	-	6996	5715	34554	28719	796	-	39966	5368	115697	-	103703
-----	---	------	------	-------	-------	-----	---	-------	------	--------	---	--------

DEC	-	17919	10554	42320	60717	2594	-	35670	9525	119760	-	119054
-----	---	-------	-------	-------	-------	------	---	-------	------	--------	---	--------

TOTAL	502	33919	22587	111787	124542	5034	6554	130588	17121	373224	1743	312774
	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

FUEL MGMT	Centre	Centre	Undine	Banner	3116	Chill	Spring	Wport	Rush	Aborg	Cal-
	Co	Co	FC	Twp	School	Co	Twp	Port	Port	Twp	Port

OCT	2750	9195.00	1799	11551	159727	8201	35784	7427	13778	16520	2699
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NOV	5066	7766.79	349	-	126244	2000	28646	6868	17772	9208	-
-----	------	---------	-----	---	--------	------	-------	------	-------	------	---

DEC	3508	8759.46	1235	3107	101217	-	34065	7719	42483	9681	3300
-----	------	---------	------	------	--------	---	-------	------	-------	------	------

TOTAL	11324	2572125	3783	14658	1427188	10201	98295	22014	74035	32409	5999
	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

FUEL MGMT	Claron	Morris	Red	Union	Warriors	Balance	Logos	Hope	Calmar		TOTAL
	Co	Twp	School	Twp	Water	FC	FC	FC	FC		

OCT	2649	1499	85716	800	51.27	-	-	-	-	-	16842.66
-----	------	------	-------	-----	-------	---	---	---	---	---	----------

NOV	-	2750	78525	-	90.61	296	2000	105	-	-	14070.84
-----	---	------	-------	---	-------	-----	------	-----	---	---	----------

DEC	-	2999	90201	800	11109	1674	2301	-	1800	-	16516.68
-----	---	------	-------	-----	-------	------	------	---	------	---	----------

TOTAL	2649	7248	254442	1600	25297	1970	4301	105	1800	-	47430.10
	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

DELN	30975	Twp									
------	-------	-----	--	--	--	--	--	--	--	--	--

OCT	250.0										
-----	-------	--	--	--	--	--	--	--	--	--	--

NOV	-										
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DEC	486.7										
-----	-------	--	--	--	--	--	--	--	--	--	--

TOTAL	736.7										
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✓

FUEL MGMT	• 47430.18										
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DELA + 736.70

TOTAL • 48166.88 A-51 .183 = 8814.53

4TH QTR
2009

8849
 Form (Rev. January 2009)
 Department of the Treasury
 Internal Revenue Service

UNPAID DIESEL FUEL
Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

JJ POWELL INC

Address (number, street, room or suite no.)

PO BOX 30

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

Foreign country, if applicable. Do not abbreviate.

Daytime telephone number (optional)

8143425190

Employer identification number (EIN)

9474

Social security number (SSN)

ZIP code

15866

Month claimant's income tax year ends

12

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4138, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagons.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

02-19-10

Date

Signature and title (if applicable)

JEREMY S POWELL

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature	Date	Check if self- employed	Preparer's SSN or PTIN
	Firm's name (or yours if self-employed), address, and ZIP code		<input type="checkbox"/>	EIN <input type="checkbox"/> Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

10

PLATE #
6924802

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Name as shown on Form 8849

J.V. POWELL INC

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

EN

9474

Total refund (see instructions)
\$ 1110267Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ► 10-01-09 To ► 12-31-09

Claimant's registration no. ► UV 0045 Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

► UB _____ Complete for lines 1b and 2c.

► UP _____ Complete for line 2b.

► UA _____ Complete for line 3. See UV for lines 3d and 3e, type of use 74.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	45690	\$ 11102 67	360
b Use in certain Intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	
b Sales from a blocked pump	.243			348
c Use in certain Intercity and local buses	.17			347

Name as shown on Form 8849

Page 2

J. Powell Inc.

EIN or SSN

74731

3 Farmer and Government Unit Information

10-01-09 TO 12-31-09

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons Enter whole gal. only.
	TYNGE TWP			530
	WESTER HILL FIRE CO			99
	PAULUSVILLE FIRE CO			431
	SHARON FIRE CO			276
	S. PAULUSVILLE FIRE CO			0
	ROCKVILLE FIRE CO			99
	BLK FERRY FIRE CO			400
	SAYWER TWP			1274
	TYONE SCHOOL DIST			2101
	LOGON FIRE CO			217
	HORN FIRE CO			248
	MT. TOP FIRE CO			340
	PATON TWP			6083
	SHENANDOAH TWP			586
	SPRINGFIELD FIRE CO			0
	LOWTHORPE FIRE CO			0
	BELLESPRING FIRE CO			4706
	CENTRE HILL FIRE CO			209
	CENTRE CO. LIBRARY			655
	VALDINE FIRE CO			449
	BERKNER TWP			1209
	BELLESPRING SCHOOL DIST			14465
	CENTRE HILL 2000			0
	SPRING TWP			37
	GEORG TWP FIRE CO			91
	WILKESBORO MUNICIPAL AIRPORT AUTH			121
	WILKESBORO HILL FIRE CO			50
	REED TWP			885
	GEORG TWP			335
	LIBERTY FIRE CO			0

Schedule 2 (Form 8849) (7-88)

JO POWELL, INC

Page 2

EIN or SSN

7474

3 Farmer and Government Unit Information

10-01-09 TO 12-31-09

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons	
				Enter whole gal. only.	
	HOWARD TWP				0
	KLETHAUS TWP				391
	MARION TWP				0
	DEMETUR TWP				0
	UNION TWP				828
	MORRIS TWP				585
	COOPER TWP				0
	BEAUFORD TWP				0
	GIRARD TWP				0
	PA DCNR - BUREAU OF FORESTRY				0
	WALKER TWP FIRE CO				102
	REEDBANK VALLEY SCHOOL				3404
	ALPHA FIRE DEPT				242
	PLEASANT GAP FIRE CO				1545
	PA DEPT OF TRANSPORTATION				0
	CENTRE AREA TRANSIT AUTHORITY				0
	CENTRE AREA TRANSIT AUTHORITY				0
	PHILIPSBURG OSCEOLA SCHOOL DIST				0
	CLINTON CO SOLID WASTE AUTH				442
	STATE COLLEGE SCHOOL DIST				0
	MILESBURG BORO				356
	REED BANK TWP				0
	PORT MATILDA FIRE CO				0
	LAWRENCE TWP				0
	GRANDON TWP				0
	SPRING RUNNER WALKER AUTH				1223
	CENTRE CO OFFICE OF TRANS				555
	SEVEN MILE EMS COUNCIL				22
	CENTRE HALL-POTTER-SEVER COUNCIL				28
	CITIZENS LOOK & LEAD				37

Schedule 2 (Form 2347) (7-92)

J.J. POWELL, INC.

9474

FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 12-01-09 TO 12-31-09

BP PRODUCTS, NA
PO BOX 9040
DES MOINES, IA 50368
(515) 226-5000

JENKINS
FARM & HOME OIL CO. EVERGREEN
BOX 389
TELEORD, PA 18969
(215) 257-0131

PETROLEUM PRODUCTS CORP
PO. BOX 2621
HARRISBURG, PA 17105
(717) 939-0466

TOEKO CORP/CONOCOPHILLIPS
1400 PARK AVENUE
LINDEN, NJ 07036
(800) 775-4399

STAR ENTERPRISE (MOTIVE)
303 FELLOWSHIP RD, CS-18
MOORESTOWN, NJ 08057
(609) 778-1400

SUN COMPANY, INC.
10 PENN CTB, 1501 HAWKEY ST
PHILADELPHIA, PA 19103
(800) 888-8995

OCTOBER 2009

EXEMPT DIESEL SALES THRU CARDLOCK

Initials	Date
Prepared by	
Approved by	

CUSTOMER	EXEMPT FEDERAL	1	2	3	4
		EXEMPT STATE			
Taylor Twp	15273	✓		15273	✓
Chesler Hill Loco	1821	✓		1821	✓
Pleasant Loco	12239	✓		12239	✓
Rehiance Fire Co	10086	✓	✓	10086	✓
Mo Valley EMS	0		✓	73913	✓
Columbia Fire Co	6019	✓	✓	6019	✓
Bald Eagle Fire Co	12154	✓	✓	12154	✓
Snyder Twp	31600	✓		31600	✓
Tyrae School	84837	✓		84837	✓
Logan Fire Co	6279	✓	✓	6279	✓
BIAE EMS	0		✓	60863	✓
Hope Fire Co	11006	✓	✓	11006	✓
Mc Tag Fire Co	15231	✓	✓	15231	✓
Patterson Twp	154449	✓		154449	✓
Hoffmann Twp	11662	✓		11662	✓
BIAE Loco	182691	✓		182691	✓
Penas Valley EMS	0		✓	21748	✓
Center Hall Fire Co	9377	✓	✓	9377	✓
Centre Co Library	25651	✓		25651	✓
Centre Co Office of Trans	18555	✓		18555	✓
Linclon Fire Co	14780	✓	✓	14780	✓
Renner Twp	39266	✓		39266	✓
Seven Mtn EMS	2226	✓	✓	2226	✓
BIAE School	560224	✓		560224	✓
Grogo Twp Fire Co	1005	✓	✓	1005	✓
Mifflin Co Solid Waste	16635	✓		16635	✓
Wyatt Airport	5248	✓		5248	✓
Rush Twp	10408	✓		10408	✓
Albion Loco	9859	✓		9859	✓
Monte Hall-Patterson	2799	✓		2799	✓
Citizens Hook & Ladder	2295	✓	✓	2295	✓
Walker Twp Fire Co	3145	✓	✓	3145	✓
Redbank Valley School	121020	✓		121020	✓
BIAE EMS	0		✓	95181	✓
Karthaus Ambulance	0		✓	2000	✓
Alpha Fire Dept	8042	✓	✓	8042	✓
	1410582	✓		1664687	✓
			SCH 9	1308357	
			JH 10	356350	

2009/11/02 15:24:44

Customer Federal Excise Report

Page 1

Booking Date from 10/31/09 thru 10/31/09 Product Class D Products Sites
 Customers from 1 thru 99999 Product Line
 Customer Misc. Code
 Tax Flag 2 (E-Exempt, P-Payable)
 Sales Type(s) L/S & F/P

*Federal
Diesel*

(Transaction Detail if present)
 (Selling Host & Site) (Date & Time)
 Quantity Tax Tax
 Rate Amount

11532 ALLEGHENY LOGGING CO. 93 CROWFOOT LANE 345-5460
 MORRISDALE, PA 16858

----- Sale Type L -----

Product Totals...	25 OFF ROAD NON-TAX DIE	173.68	.00
Totals for Customer 11532.....		173.68	.00

11760 ALPHA FIRE DEPARTMENT PATTON TOWNSHIP 400 W. BEAVER AVENUE 237-4127
 STATE COLLEGE, PA 16801

----- Sale Type L -----

Product Totals...	45 ULTRA LOW DSL #2	80.43	0.24300-	19.34-
Totals for Customer 11760.....		80.43	19.34-

11078 ARWAY, JOE 212 LANCE HILL ROAD PO BOX 258 814 348-6184
 WISBURN, PA 16879

----- Sale Type L -----

Product Totals...	25 OFF ROAD NON-TAX DIE	185.01	.00
Totals for Customer 11078.....		185.01	.00

11343 AYERS CONTRACTING ENTERPRISES 639 PROUTY ROAD 647-8467
 AUSTIN, PA 16820

----- Sale Type P -----

Product Totals...	25 OFF ROAD NON-TAX DIE	90.99	.00
Totals for Customer 11343.....		90.99	.00

4753 BAILEY CONSTRUCTION, R.H. 111 WALTON STREET
 PHILIPSBURG, PA 16866

----- Sale Type L -----

Product Totals...	25 OFF ROAD NON-TAX DIE	627.32	.00
Totals for Customer 4753.....		627.32	.00

2009/11/02 15:24:44

Customer Federal Excise Report

Page 2

Booking Date from 10/31/09 thru 10/31/09 Product Class D Products Sites
 Customers from 1 thru 99999 Product Line
 Customer Misc. Code
 Tax Flag E (E-Exempt, P-Payable)
 Sales Type(s) L/S & P/P

(Transaction Detail if present)

(Selling Host & Site)	(Date & Time)	Quantity	Tax Rate	Tax Amount
-----------------------	---------------	----------	----------	------------

6349 BAILEY CONSTRUCTION, SCOTT 515 HILL STREET 814 342-8417
 PHILIPSBURG, PA 16666

----- Sale Type L -----

Product Totals... 25 OFF ROAD NON-TAX DIE	\$5.10	.00
Totals for Customer 6349.....	\$5.1000

9274 BALD EAGLE FIRE CO RD 3 BOX 182 684-1240
 TYRONE, PA 16686

----- Sale Type L -----

Product Totals... 45 ULTRA LOW DSL #2	124.54	0.24300-	30.36-
Totals for Customer 9274.....	124.54	30.36-	

11401 BEATTIE, RAYMOND A. 196 RCM RIDGE DRIVE
 SPRING MILLS, PA 16875

----- Sale Type L -----

Product Totals... 25 OFF ROAD NON-TAX DIE	21.02	.00
Totals for Customer 11401.....	21.0200

11436 BECHTOLD, JAMES 4652 ALLORT CUTOFF 342-3651
 MORRISDALE, PA 16858

----- Sale Type L -----

Product Totals... 25 OFF ROAD NON-TAX DIE	15.01	.00
Totals for Customer 11436.....	15.0100

10595 BELLEFONTE AREA SCHOOL DIST 318 N ALLEGHENY STREET 814 355-4814
 BELLEFONTE, PA 16823

----- Sale Type L -----

Product Totals... 45 ULTRA LOW DSL #2	5,642.24	0.24300-	1,371.08-
Totals for Customer 10595.....	5,642.24	1,371.08-	

UNDYED DIESEL FUEL CLAIM

C1Q10

8849Form 8849
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J J POWELL INC

Address (number, street, room or suite no.)

PO BOX 30

City and state or province. If you have a foreign address, see page 2.

SPRINGFIELD MA

Foreign country, if applicable. Do not abbreviate.

Daytime telephone number (optional)

8143423195

Employer identification number (EIN)

3474

Social security number (SSN)

ZIP code

15866

Month claimant's income tax year ends

12

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (/) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Sign Here

Signature and title (if applicable)

JEFFREY S. POWELL

Type or print your name below signature.

05-20-10

Date

Paid Preparer's Use Only	Preparer's signature	Date	Check if self-employed <input type="checkbox"/>	Preparer's SSN or PTIN
				SSN _____ Phone no. () _____

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 2027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

11

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

W POWELL INC

EIN

8474

Total refund (see instructions)

\$ 13343.37

Period of claim: Enter month, day, and year
In MMDDYYYY format.

From ► 01-01-10 To ► 03-31-10

Claimant's registration no. ► UV 1045 Completes for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also completes for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

► UB _____ Completes for lines 1b and 2c.

► UP _____ Completes for line 2b.

► UA _____ Completes for line 3. See UV for lines 3d and 3e, type of use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	54911	\$ 13343.37	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	
b Sales from a blocked pump	.243			346
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 instructions. Case No. Z7450U Schedule 2 (Form 8849) (Rev. 1-2009)

Name as shown on Form 8849

Page 2

J J Powell Inc

EIN or SSN

311744

3 Farmer and Government Unit Information

"UNDYED DIESEL FUEL"

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons <small>Enter whole gal. only.</small>
	TEYCO Twp			1164
	WESTERLY Twp Boro			143
	PHILLIPSBURG Boro			652
	REDFIELD FIRE CO			283
	S. PHILIPSBURG Boro			0
	PHILLIPSBURG Boro			163
	REDFIELD FIRE CO			500
	SNYDER Twp			1710
	TYRONE SCHOOL DIST			2483
	LOGAN FIRE CO			181
	HORN FIRE CO			321
	UP TOP FIRE CO			289
	PRISON TWP			4478
	LEETONIA TWP			516
	SIMPSON FIRE CO			0
	LOWMYER FIRE CO			72
	BELLEFOURTE BORO			4512
	CENTRE HALL FIRE CO			230
	CENTRE CO LIBRARY			750
	VALDINE FIRE CO			596
	BENHEE TWP			1983
	BELLEFOURTE SCHOOL DIST			16474
	CENTRE HALL Boro			25
	SORIUS TWP			207
	GEORG TWP FIRE CO			109
	WILLIAMSPORT MUNICIPAL AIRPORT BORO			97
	ROGERS TWP FIRE CO			17
	RUSH TWP			1533
	BOSSES TWP			961
	LINEWOOD FIRE CO			0

Schedule 2 (Form 8849) (7-82)

EN or SSN

8474

J J Powell Inc

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons Enter whole gal. only.
	HOWARD TWP	✓		0
	KAZIAKUS TWP	✓		264
	MARION TWP	✓		0
	DEMARZ TWP	✓		0
	UNION TWP	✓		961
	MORRIS TWP	✓		2018
	COOPER TWP	✓		0
	BEAVERDO TWP	✓		0
	GIRARD TWP	✓		0
	PA DCNR - BUREAU OF FORESTRY	✓		0
	PA GAME COMMISSION	✓		0
	PA STATE CORRECTIONAL INSTITUTION	✓		0
	PA FISH & BOAT COMMISSION	✓		0
	PA DEPT OF TRANSPORTATION	✓		0
	PA DEPT OF TRANSPORTATION	✓		0
	CENTRE AREA TRANSIT AUTHORITY	✓		0
	CENTRE AREA TRANSIT AUTHORITY	✓		0
	PHILIPSBURG OSCEOLA SCHOOL DIST	✓		5
	CLINTON CO SOLID WASTE AUTH	✓		312
	REDBANK VALLEY SCHOOL	✓		4090
	MILESBURG BORO	✓		328
	CITIZENS HOOK & LADDER	✓		36
	CLEARFIELD BORO	✓		1409
	LAWRENCE TWP	✓		2200
	PLEASANT GAP FIRE CO	✓		1040
	SPRING RIVER WALKER AUTH	✓		757
	CENTRE CO OFFICE OF TEAMS	✓		441
	CENTRE HALL-POTTER SEWER AUTH	✓		58
	WALKER TWP FIRE CO.	✓		64
	ALPHA FIRE DEPT	✓		279

Schedule 2 (Form 2249) (7-99)

J.J. POWELL, INC.

7474

FOLLOWING IS A LIST OF SUPPLIERS WHO SHIPPED DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 01-01-10 TO 02-31-10

SP PRODUCTS, INC.
PO BOX 9040
DES MOINES, IA 50368
(515) 226-5000

PETROLEUM PRODUCTS CORP.
PO BOX 2621
MILLERSBURG, PA 17105
(717) 939-0466

STAR ENTERPRISE (INC.)
303 FELLOWSHIP RD, CS-18
MORESTOWN, NJ 08057
(609) 778-1400

SUN COMPANY, INC.
10 PENN CIR, 1801 HORNET ST
PHILADELPHIA, PA 19103
(800) 888-8995

FARM & HOME OIL CO
BOX 389
TELFORD, PA 18969
(215) 257-0131

TECCO 30,000
1400 PARK AVENUE
LINDEN, NJ 07036
(800) 775-4399

JANUARY 2010

EXEMPT DIESEL SALES THE UL CARGOLOCK

1	Initials	Date
Prepared By		
Approved By		

GUNNISON JONES COMPANY GUNNISON JONES COMPANY

	1	2	3	4	5	6	7
CUSTOMER			FEDERAL		EXEMPT		
			SCA	10	STATE		
Taylor Corp			36989	✓	36989	✓	
Master Mfg Corp			552	✓	5512	✓	
McCurdy Corp			13984	✓	13984	✓	
Reliance Fire & P			6555	✓	6565	✗	✓
McMahon EMS			0	✓	8087.81	✗	✓
McCurdy Fire & P			8195	✓	8195	✓	
Bell Eagle 55346			15875	✓	15875	✓	
Snyder Twp			61402	✓	61402	✓	
McCurdy School			96502	✓	96502	✓	
McCurdy Twp			5627	✓	5627	✓	
McCurdy EMS			0	✓	59576	✓	
Slope Fire Co			7557	✓	7557	✗	✓
McCurdy Fire Co			7836	✓	7026	✓	
McCurdy Twp			91732	✓	91732	✓	
McCurdy Fire Co			7225	✓	7225	✓	
McCurdy EMS			27600	✓	27600	✓	
McCurdy Fire Co			122246	✓	122246	✓	
McCurdy EMS			0	✓	24685	✓	
McCurdy Fire Co			2892	✓	2892	✓	
McCurdy Library			28613	✓	28613	✓	
McCurdy Fire & Train			14722	✓	14722	✗	
McCurdy Fire Co			85041	✓	85041	✓	
Banner Corp			56312	✓	56312	✗	✓
McCurdy School			556862	✓	556255	✓	
McCurdy Fire Co			1812	✓	1812	✓	
McCurdy Fire & Water			7002	✓	7002	✓	
McCurdy Fire & Water			5123	✓	5123	✓	
McCurdy Twp			56803	✓	56803	✓	
McCurdy Corp			11452	✓	11452	✓	
McCurdy Fire & Water			2799	✓	2799	✓	
McCurdy Fire Co			3172	✓	3172	✓	
McCurdy Village School			112086	✓	112086	✓	
McCurdy EMS			0	✓	102765	✗	✓
McCurdy Fire Dept			5585	✓	5585	✓	
			1395017	✓	1662923	✓	
					5625	✓	
					1209086	✓	
					3533837	✓	

Gasoline Claim

01Q10

Form 8849
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J. J. POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 20

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143422190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagons.

Schedules Attached

Check (/) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 6 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete; and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Sign Here

Signature and title (if applicable)

TRES

05-20-10

Date

JEFFREY J. POWELL

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature	Date	Check if self-employed <input type="checkbox"/>	Preparer's SSN or PTIN
	Firm's name (or yours if self-employed), address, and ZIP code	EN		Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

12

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1546-1620

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J. J. Powers Inc.

EN

1474

Total refund (see instructions)

\$ 9545.82

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ► 01-01-10 To ► 05-31-10

Claimant's registration no. ► UV

100-45

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

► UB _____

Complete for lines 1b and 2c.

► UP _____

Complete for line 2b.

► UA _____

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions. Case No. 27-4501 Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

W POWELL INC

EIN

7474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use in commercial aviation (other than foreign trade) taxed at \$219	0.175		\$		355
b Use in commercial aviation (other than foreign trade) taxed at \$244	.200				417
c Nonexempt use in noncommercial aviation	.025				418
d Other nontaxable uses taxed at \$244	.243				345
e Other nontaxable uses taxed at \$219	.218				389
f LUST tax on aviation fuels used in foreign trade	.001				433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.183	11310	\$ 2059.73	
b Use by a state or local government	.183	40853	7476.09	362

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	
b Use by a state or local government	.193			324

Schedule 2 (Form 8849) (Rev. 1-2009)

"GLENDALE CLAIM"

Schedule 2 (Form 8845) (Rev. 1-2003)

Name as shown on Form 8845

Page 2

J.J. Powell Inc.

EIN

94-74

3 Farmer and Government Unit Information

01-01-1070 02-21-10

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	CHESTER HILL BORO	432
	CHESTER HILL FIRE CO	216
	PHILIPSBURG ELEMENTARY SCHOOL	1401
	PHILIPSBURG BORO	1325
	SOUTH PHILIPSBURG BORO	0
	RELIANCE FIRE CO	21
	BALD EAGLE FIRE CO	17
	SNYDER TWP	10
	TYRONE SCHOOL DIST	1645
	LOGAN FIRE CO	66
	HOPE FIRE CO	4
	PA DEPT OF TRANSPORTATION	0
	MT TOP FIRE CO	242
	PATTON TWP	4025
	HALFMOON TWP	86
	BELLEVILLE BORO	2819
	CENTRE CO LIBRARY	72
	CENTRE CO OFFICE OF TRANSPORTATION	26743
	WALINE FIRE CO	4
	BENNER TWP	54
	SEVEN MILE EMS COUNCIL	0
	BELLEVILLE SCHOOL DIST	5151
	MEADVILLE COMM SEED AUTH	121
	EEBING TWP	914

Schedule 2 (Form 8845) (Rev. 1-2003)

"GAS LINE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

కుమార కుమార్ కుమార్

Page 2

U-Power INC

34

३५८

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	WILLIAMSPORT MUN AIRPORT AUTH	292
	RUSH TWP	956
	STATE COLLEGE SCHOOL DIST	0
	MILLEFIRE BORO	308
	CENTRE HALL-FITTER SEWER AUTH	62
	PLEASANT SPR FIRE CO	0
	CITIZEN HOOK & LADDER	29
	CENTRE HALL BORO	0
	ROGGS TWP	249
	HAWTHORPE FIRE CO	0
	WALKER TWP FIRE CO	0
	LAWRENCE TWP	0
	UNIONED TWP	0
	REDRICK VALLEY SCHOOL	2656
	WARRIOR MARK WATER AUTH	267
	CLARION CO	106
	MORRIS TWP	49
	CLEARFIELD BORO	1290
	ALPHA FIRE DEPT	38
	CENTRAL PA INSTITUTE OF SCIENCE	457
	MELLISICUM FIRE CO	36

Schedule 2 Form 26401 (Rev. 1-2003)

JANUARY 2010					Initials	Date
EXEMPT GAS SALES THRU CARDLOCK					Prepared By	Approved By
C. WILSON JONES COMPANY		CREDIT DEPARTMENT				
1	2	3	4	5	6	7
CUST/PLIER		EXEMPT		EXEMPT		
		FEDERAL		STATE		
		SELL				
		10				
1 Chester W. H. Boro		7712	✓	7912	✓	1
2 Chester Hill Fire Co		8277	✓	8277	✓	2
3 P.D. School		48899	✓	48899	✓	3
4 Elkins Park		12221	✓	12221	✓	4
5 Elkins Park		645	✓	547	✓	5
6 McNamee EMS		0	✓	1007	✓	6
7 Columbia Fire Co		1299	✓	1299	✓	7
8 Elkins Park Fire Co		1477	✓	1477	✓	8
9 Elkins Park		1001	✓	1001	✓	9
10 Tyrone School		13531	✓	160531	✓	10
11 Logan Fire Co		310	✓	310	✓	11
12 Bill EMS		0	✓	26063	✓	12
13 Coal Fire Co		228	✓	228	✓	13
14 Elton Fire Co		8629	✓	8629	✓	14
15 Elton Twp		145054	✓	145054	✓	15
16 Gary Corp		86626	✓	86626	✓	16
17 Centre Co Library		1839	✓	1839	✓	17
18 P.A. Yacht Sales Trust		230710	✓	230710	✓	18
19 -		1617129	✓	1617129	✓	19
20 Renner Twp		2000	✓	2000	✓	20
21 Shady Lane		152201	✓	152201	✓	21
22 V.L.C. Mtn. Park Ruth		2800	✓	2800	✓	22
23 Ternay Aw.		33321	✓	33321	✓	23
24 Vinton Airport		13051	✓	13051	✓	24
25 Welsh Twp		39094	✓	39094	✓	25
26 Young Boro		9019	✓	9019	✓	26
27 Zelienople Village School		92092	✓	92092	✓	27
28 Zimmerman Island Water Dist		5824	✓	5824	✓	28
29		16348266	✓	1678756	✓	29
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2nd Quarter
2010

"GASOLINE CLAIM"

8849Form (Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J . J . P O W E L L , I N C .

Address (number, street, room or suite no.)

P O B O X 3 0

City and state or province. If you have a foreign address, see page 2.

P H I L I P S B U R G , P A

Foreign country, if applicable. Do not abbreviate.

Daytime telephone number (optional)

8 1 4 3 4 2 3 1 9 0

Employer identification number (EIN)

9 4 7 4

Social security number (SSN)

ZIP code

1 6 8 6 6

Month claimant's income tax year ends

1 2

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (/) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Sign
Here07-29-10
Date

Signature and title (if applicable)

R. Keith Powell

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature	Date	Check if self- employed	Preparer's EIN or PTIN
	Firm's name (or yours if self-employed), address, and ZIP code		<input type="checkbox"/>	EIN _____ Phone no. () _____

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

13

Schedule 2
(Form 8849)
Rev. January 2009
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849 JJ POWELL, INC.	EN XXXXXXXXXX	Total refund (see instructions) \$ 9945.23
--	---	--

Period of claim: Enter month, day, and year in MMDDYYYY format.	From ► 04-01-10	To ► 06-30-10
Claimant's registration no. ► UV XXXXXXXXXX 0045	Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.	
► UB _____	Complete for lines 1b and 2c.	
► UP _____	Complete for line 2b.	
► UA _____	Complete for line 3. See UV for lines 3d and 3e, type of use 14.	

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain Intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain Intercity and local buses	.17			347

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

EIN

9474

JJ POWELL, INC.

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use in commercial aviation (other than foreign trade) taxed at 5.218		\$.175		\$	365
b Use in commercial aviation (other than foreign trade) taxed at 5.244		.200			417
c Nonexempt use in noncommercial aviation		.025			418
d Other nontaxable uses taxed at 5.244		.243			345
e Other nontaxable uses taxed at 5.218		.218			389
f LUST tax on aviation fuels used in foreign trade		.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.183	5448	\$ 1545 .61	362
b Use by a state or local government	.183	45905	8400 .62	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	
b Use by a state or local government	.193			324

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC. 8474 (2ND QTR 2010)
FEDERAL EXEMPT GASOLINE SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	0
	CHESTER HILL BORO	217
	PHILIPSBURG BORO	760
	RELIANCE FIRE CO	155
	COLUMBIA FIRE CO	78
	BALD EAGLE FIRE CO	26
	SNYDER TWP.	79
	TYRONE SCHOOL DISTRICT	932
	LOGAN FIRE CO.	57
	HOPE FIRE CO.	24
	MT. TOP FIRE CO.	338
	PATTON TWP.	4292
	HALFMOON TWP.	74
	CURWENSVILLE LAKE REC AUTHORITY	362
	BELLEFONTE BORO	2993
	CENTRE HALL FIRE CO.	0
	CENTRE CO. LIBRARY	62
	UNDINE FIRE CO.	3
	BENNER TWP.	198
	BELLEFONTE SCHOOL DISTRICT	4256
	CENTRE HALL BORO	0
	SPRING TWP.	1124
	GREGG TWP. FIRE CO.	0
	WILLIAMSPORT MUNICIPAL AIRPORT	342
	CHESTER HILL FIRE CO.	138
	RUSH TWP.	702
	BOGGS TWP.	551
	KARTHAUS TWP.	0
	MARION TWP.	0
	UNION TWP.	10
	MORRIS TWP.	138
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	984
	CLINTON CO. SOLID WASTE	0
	MILESBURG BORO	274
	WARRIORS MARK WATER AUTHORITY	313
	PORT MATILDA FIRE CO.	0
	LAWRENCE TWP.	1000
	SPRING-BENNER-WALKER AUTHORITY	0
	REDBANK VALLEY SCHOOL DISTRICT	1874
	CITIZENS HOOK AND LADDER	0
	CLEARFIELD BORO	1795
	CLARION COUNTY	70
	CENTRE CO. OFFICE OF TRANSPORTATION	29566
	CENTRE HALL-POTTER SEWER AUTH.	29
	WALKER TWP. FIRE CO.	0
	ALPHA FIRE DEPT.	137
	CENTRAL PA INSTITUTE OF SCIENCE	400
	TOTAL	54351

April 2010

EXEMPT GASOLINE SALES THRU CAROLLOCK

	Initials	Date
Prepared By		
Approved By		

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Digitized by srujanika@gmail.com

CUST/ID	EXEMPT FEDERAL	EXEMPT STATE	
		SCA 10	SCA 10
Ches-Er-El Boro	10202	1	10202 ✓
Chesler Hill Fire Co	9457	✓	9457 ✓
EDNA School	36023	✓	36023 ✓
Fiburg Boro	22040	✓	22040 ✓
Felkirk Fire Co	3819	✓	3819 ✓
Ho Valley EMS	0	✓	7390 * ✓
Polumkin Fire Co	3057	✓	3057 ✓
Pold Eagle Fire Co	1911	✓	1911 ✓
Prider Twp	2127	✓	2127 ✓
Provo 4-5001	40090	✓	40090 ✓
Quon Fire Co	2300	✓	2300 ✓
RME EMS	0	✓	20478 ✓
Mt. Top Fire Co	12399	✓	12399 ✓
Patton Twp	141850	✓	141850 ✓
Pattnegan Twp	2276	✓	2276 ✓
PAFE EMS	100493	✓	100493 * ✓
Centro Library	2860	✓	2860 ✓
PA 4-16-54-00-001 Team	267730	✓	267730 * 962735
" " "	695005	✓	695005 *
Penner Twp	6156	✓	6156 ✓
PAFE School	152388	✓	152388 ✓
PA 4-13-54-00-001 Bldg	15216	✓	15216 * ✓
Modina Fire Co	639	✓	639 ✓
Spring Twp	39530	✓	39530 ✓
Wport Mtn Airport	10187	✓	10187 ✓
Push Twp	21659	✓	21659 ✓
Wiburg Boro	9922	✓	9922 ✓
Pa. Era Hall Center School	2951	✓	2951 * ✓
Okron Co	4553	✓	4553 ✓
Morris Twp	3725	✓	3725 ✓
Public Valley School	86893	✓	86893 ✓
Wiburg Fire Dept	9035	✓	9035 ✓
Warriors Mark Water Auth	2526	✓	2526 ✓
SPD Boro	62382	✓	62382 ✓
	1786507	✓	1814375 ✓
		✓	2000 plus less
			1816375
			Scal 9 : 1749590
			10 : 66985

2nd Ctr
2010

"UNDYED DIESEL FUEL CLAIM"

Form 8849
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J . J . P O W E L L , I N C .

Employer identification number (EIN)

9 4 7 4

Address (number, street, room or suite no.)

P O B O X 3 0

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

P H I L I P S B U R G , P A

ZIP code

1 6 8 6 5

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

1 2

Daytime telephone number (optional)

8 1 4 3 4 2 3 1 9 0

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign
Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

07-27-10
Date

Signature and title (if applicable)

R. KEITH POWELL
Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature	Date	Check if self- employed <input type="checkbox"/>	Preparer's SSN or PTIN
	Firm's name (or yours if self-employed), address, and ZIP code		<input type="checkbox"/> EIN : _____	<input type="checkbox"/> Phone no. () _____

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

14

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849 JJ POWELL, INC.	EN [REDACTED] 3474	Total refund (see instructions) \$ 10329.68
Period of claim: Enter month, day, and year in MMDDYYYY format. From ► 04-01-10 To ► 06-30-10		
Claimant's registration no. ► UV [REDACTED] 0045	Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Notes UV claimant must complete line 6 or 7 on page 3.	
► UB [REDACTED]	Complete for lines 1b and 2c.	
► UP [REDACTED]	Complete for line 2b.	
► UA [REDACTED]	Complete for line 3. See UV for lines 3d and 3e, type of use 14.	

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the Instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	42509	\$ 10329	68 360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use In Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the Instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	
b Sales from a blocked pump	.243			346
c Use in certain intercity and local buses	.17			347

JJ POWELL INC: 9474 (2ND QTR 2010)
FEDERAL EXEMPT DIESEL SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	278
	CHESTER HILL BORO	36
	PHILIPSBURG BORO	441
	RELIANCE FIRE CO	342
	COLUMBIA FIRE CO	214
	BALD EAGLE FIRE CO	347
	SNYDER TWP.	749
	TYRONE SCHOOL DISTRICT	1780
	LOGAN FIRE CO.	268
	HOPE FIRE CO.	307
	MT. TOP FIRE CO.	448
	PATTON TWP.	2547
	HALFMOON TWP.	350
	HAWTHORN FIRE CO.	51
	BELLEFONTE BORO	4107
	CENTRE HALL FIRE CO.	235
	CENTRE CO. LIBRARY	644
	UNDINE FIRE CO.	622
	BENNER TWP.	950
	BELLEFONTE SCHOOL DISTRICT	13489
	CENTRE HALL BORO	0
	SPRING TWP.	0
	GREGG TWP. FIRE CO.	138
	WILLIAMSPORT MUNICIPAL AIRPORT	74
	CHESTER HILL FIRE CO.	39
	RUSH TWP.	82
	BOGGS TWP.	437
	KARTHAUS TWP.	430
	MARION TWP.	0
	UNION TWP.	567
	MORRIS TWP.	647
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	29
	CLINTON CO. SOLID WASTE	292
	MILESBURG BORO	192
	REDBANK TWP.	0
	PORT MATILDA FIRE CO.	0
	LAWRENCE TWP.	1400
	SPRING-BENNER-WALKER AUTHORITY	1636
	REDBANK VALLEY SCHOOL DISTRICT	3755
	CITIZENS HOOK AND LADDER	52
	CLEARFIELD BORO	1351
	PLEASANT GAP FIRE CO.	2014
	CENTRE CO. OFFICE OF TRANSPORTATION	390
	CENTRE HALL-POTTER SEWER AUTH.	44
	WALKER TWP. FIRE CO.	483
	ALPHA FIRE DEPT.	212
	SEVEN MOUNTAINS EMS COUNCIL	32
	TOTAL	42509

J.J. POWELL, INC.
[REDACTED]
9474

THE FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 04-01-10 TO 06-30-10:

[REDACTED]
BP PRODUCTS NA
PO BOX 9090
DES MOINES, IA 50368
515-226-5000

[REDACTED]
PETROLEUM TRADERS CORP
7120 POINTE INVERNESS WAY
FORT WAYNE, IN 46806
800-348-3705

[REDACTED]
PETROLEUM PRODUCTS CORP.
PO BOX 2621
HARRISBURG, PA 17105
717-939-0466

[REDACTED]
MONTOUR OIL SERVICE
112 BROAD STREET
MONTOURSVILLE, PA 17754
570-368-8611

[REDACTED]
MOTIVA ENTERPRISES
303 FELLOWSHIP ROAD
MOORESTOWN, NJ 08057
609-778-1400

[REDACTED]
UNITED REFINING CO.
BOX 780
WARREN, PA 16365
814-723-1500

[REDACTED]
SUNOCO INC
10 PENN CENTER
1801 MARKET STREET
PHILADELPHIA, PA 19103
800-888-8995

[REDACTED]
BUCKEYE ENERGY SERVICES
BOX 389
TELFORD, PA 18969
215-257-0131

[REDACTED]
CONOCO-PHILLIPS
1400 PARK AVENUE
LINDEN, NJ 07036
800-775-4399

April 2010

EXEMPT DIESEL SALES THRU PARALOCK

Initials	Date
Prepared By	
Approved By	

BKR104710

2010

8849Form 8849
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service**GASOLINE**
Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J.V. POWELL, INC.

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

P.O. BOX 30

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG, PA

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

814-342-2190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (/) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Sign
Here

11-30-10

Date

Signature and title (if applicable)

R. Keith Powell

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature	Date	Check if self- employed	Preparer's SSN or PTIN
	Form's name (or your if self-employed), address, and ZIP code		<input type="checkbox"/>	EN _____ Phone no. () _____

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

15

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J.W. POWELL INC

EIN

71474

Total refund (see instructions)

\$ 10889.04

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ► 07-01-10

To ► 07-30-10

Claimant's registration no. ► UV

0045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

► UB _____

Complete for lines 1b and 2c.

► UP _____

Complete for line 2b.

► UA _____

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception: If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution: Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception: If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution: Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	348
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 2745DU

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

JU POWELL INC

EN

7474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use in commercial aviation (other than foreign trade) taxed at \$219		\$.175		\$	355
b Use in commercial aviation (other than foreign trade) taxed at \$244		.200			417
c Nonexempt use in noncommercial aviation		.025			418
d Other nontaxable uses taxed at \$244		.243			346
e Other nontaxable uses taxed at \$219		.218			369
f LUST tax on aviation fuels used in foreign trade		.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.183	8836	\$ 1616.78	362
b Use by a state or local government	.183	50667	9272.06	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	324
b Use by a state or local government	.193			

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC # 9474 (3RD QTR 2010)
FEDERAL EXEMPT GASOLINE SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	1
	CHESTER HILL BORO	275
	PHILIPSBURG BORO	850
	RELIANCE FIRE CO	16
	COLUMBIA FIRE CO	87
	BALD EAGLE FIRE CO	48
	SNYDER TWP.	81
	TYRONE SCHOOL DISTRICT	749
	LOGAN FIRE CO.	71
	HOPE FIRE CO.	34
	MT. TOP FIRE CO.	234
	PATTON TWP.	4477
	HALFMOON TWP.	81
	CURWENSVILLE LAKE REC AUTHORITY	319
	BELLEFONTE BORO	2852
	CENTRE HALL FIRE CO.	0
	CENTRE CO. LIBRARY	84
	UNDINE FIRE CO.	3
	BENNER TWP.	219
	BELLEFONTE SCHOOL DISTRICT	3210
	CENTRE HALL BORO	0
	SPRING TWP.	1072
	GREGG TWP. FIRE CO.	0
	WILLIAMSPORT MUNICIPAL AIRPORT	373
	CHESTER HILL FIRE CO.	184
	RUSH TWP.	663
	BOGGS TWP.	601
	KARTHAUS TWP.	0
	MARION TWP.	0
	UNION TWP.	10
	MORRIS TWP.	88
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	808
	STATE COLLEGE SCHOOL DISTRICT	2155
	MILESBURG BORO	293
	WARRIOR'S MARK WATER AUTHORITY	318
	PORT MATILDA FIRE CO.	0
	LAWRENCE TWP.	3700
	SPRING-BENNER-WALKER AUTHORITY	0
	REDBANK VALLEY SCHOOL DISTRICT	1236
	CITIZENS HOOK AND LADDER	20
	CLEARFIELD BORO	1799
	CLARION COUNTY	0
	CENTRE CO. OFFICE OF TRANSPORTATION	30609
	CENTRE HALL-POTTER SEWER AUTH.	77
	CENTRE AREA TRANSIT AUTHORITY	950
	ALPHA FIRE DEPT.	174
	CENTRAL PA INSTITUTE OF SCIENCE	678
	TOTAL	59503

JULY 2010

EXEMPT GASOLINE SALES THRU CARDLOCK

CUSTOMER	EXEMPT FEDERAL	EXEMPT	
		STATE	10
Invac Trip	100	101	Y
Wistow Mill Co.	11598	11598	Y
Charles Mill Co.	10381	10381	Y
FDA School	32222	32222	Y
Huber Corp	27884	27884	Y
Petroleum Tire Co	778	778	Y
Mo Valley Ctrs	0	2800	Y
Collinsville Tire Co	3228	3228	Y
Petrol Express Corp	2460	2460	Y
Invader Trip	5166	5166	Y
Tyrene Corp	14686	14686	Y
1022211 Tire Co	2036	2036	Y
PAK Ctrs	0	19856	Y
West End 130	2698	2698	Y
1167222 Tire Ctr	6975	6975	Y
Petrol Trip	147444	147444	Y
Holloman Trip	3497	3497	Y
PAK Corp	97835	97835	Y
Centex Co. Library	3356	3356	Y
Penrose Co. Cmrcn Thrift	262266 (1062647)	262266	Y
" " " " "	800283	800283	Y
Modine Tire Co	224	224	Y
Invader Trip	11502	11502	Y
PAK School	98217	98217	Y
Carmensville Lake Apartments	9482	9482	Y
Spring Trip	41128	41128	Y
Wiseport Motor Mpgers Ctr	13547	13547	Y
Rush Trip	26716	26716	Y
State College School	53243	53243	Y
Willing Corp	13268	13268	Y
Charles Mill Petrol Ctrs	3900	3900	Y
Briggs Corp	1504	1504	Y
Merle's Corp	3629	3629	Y
Franklin Valley School	6153	6153	Y
Almond Tire Mpgt	4024	4024	Y
Watervale Motor Mpgers Ctr	10851	10851	Y
PAK Corp	61086	61086	Y
	1996752	1812715	Y
	5049	1763639	
		53706	

320 GTE
2010

UNDYED DIESEL FUEL

8849Form 8849
(Rev. January 2008)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1546-1420

Print clearly. Leave a blank box between words.

Name of claimant

JU POWELL 14C

Address (number, street, room or suite no.)

10 89 X 90

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

Foreign country, if applicable. Do not abbreviate.

Employer identification number (EIN)

9474

Social security number (SSN)

ZIP code

16866

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8142423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign
Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

11-30-10

Date

Signature and title (if applicable)

KESTER POWELL

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature	Date	Check if self- employed <input type="checkbox"/>	Preparer's SSN or PTIN
	Preparer's name (or yours if self-employed), address, and ZIP code		<input type="checkbox"/> SSN <input type="checkbox"/> EIN	Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

16

Schedule 2
(Form 8849)
Rev. January 2009
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

► Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J POWELL INC

EN

7474

Total refund (see instructions)

\$ 7954.36

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ► 07-01-10 To ► 07-30-10

Claimant's registration no. ► UV **2045** Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

► UB _____ Complete for lines 1b and 2c.

► UP _____ Complete for line 2b.

► UA _____ Complete for line 3. See UV for lines 3d and 3e, type of use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	32734	\$ 7954.36	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ►

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$.	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

JJ POWELL INC # 9474 (3RD QTR 2010)

FEDERAL EXEMPT UNDYED DIESEL SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	165
	CHESTER HILL BORO	36
	PHILIPSBURG BORO	328
	RELIANCE FIRE CO	236
	COLUMBIA FIRE CO	202
	BALD EAGLE FIRE CO	478
	SNYDER TWP.	883
	TYRONE SCHOOL DISTRICT	1067
	LOGAN FIRE CO.	389
	HOPE FIRE CO.	240
	MT. TOP FIRE CO.	368
	PATTON TWP.	2587
	HALFMOON TWP.	293
	CLINTON CO SOLID WASTE AUTHORITY	334
	BELLEFONTE BORO	3891
	CENTRE HALL FIRE CO.	296
	CENTRE CO. LIBRARY	760
	UNDINE FIRE CO.	468
	BENNER TWP.	941
	BELLEFONTE SCHOOL DISTRICT	5120
	CENTRE HALL BORO	53
	SPRING TWP.	0
	GREGG TWP. FIRE CO.	86
	WILLIAMSPORT MUNICIPAL AIRPORT	76
	CHESTER HILL FIRE CO.	59
	RUSH TWP.	83
	BOGGS TWP.	897
	KARTHAUS TWP.	0
	MARION TWP.	0
	UNION TWP.	420
	MORRIS TWP.	0
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	0
	SPRING-BENNER-WALKER AUTHORITY	1256
	MILESBURG BORO	226
	REDBANK TWP	82
	CLEARFIELD CO CAREER & TECH CENTER	311
	LAWRENCE TWP.	3899
	PLEASANT GAP FIRE CO	1551
	REDBANK VALLEY SCHOOL DISTRICT	1807
	CITIZENS HOOK AND LADDER	5
	CLEARFIELD BORO	1398
	WALKER TWP FIRE CO	225
	CENTRE CO. OFFICE OF TRANSPORTATION	394
	CENTRE HALL-POTTER SEWER AUTH.	62
	PENNS VALLEY SCHOOL DISTRICT	421
	ALPHA FIRE DEPT.	317
	CENTRAL PA INSTITUTE OF SCIENCE	0
	TOTAL	32734

J.J. POWELL, INC.
[REDACTED]
9474

THE FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 07-01-10 TO 09-30-10:

[REDACTED]
BP PRODUCTS NA
PO BOX 9090
DES MOINES, IA 50368
515-226-5000

[REDACTED]
PETROLEUM TRADERS CORP
7120 POINTE INVERNESS WAY
FORT WAYNE, IN 46806
800-348-3705

[REDACTED]
PETROLEUM PRODUCTS CORP.
PO BOX 2621
HARRISBURG, PA 17105
717-939-0466

[REDACTED]
MONTOUR OIL SERVICE
112 BROAD STREET
MONTOURSVILLE, PA 17754
570-368-8611

[REDACTED]
MOTIVA ENTERPRISES
303 FELLOWSHIP ROAD
MOORESTOWN, NJ 08057
609-778-1400

[REDACTED]
UNITED REFINING CO.
BOX 780
WARREN, PA 16365
814-723-1500

[REDACTED]
SUNOCO INC
10 PENN CENTER
1801 MARKET STREET
PHILADELPHIA, PA 19103
800-888-8995

[REDACTED]
BUCKEYE ENERGY SERVICES
BOX 389
TELFORD, PA 18969
215-257-0131

[REDACTED]
CONOCO-PHILLIPS
1400 PARK AVENUE
LINDEN, NJ 07036
800-775-4399

JULY 2010

EXEMPT DIESEL SALES THRU CARDLOCK

CUSTOMER	EXEMPT	EXEMPT
	FEDERAL	STATE
Taylor Corp	9935	9235 V
Chester Hill Poco	1726	1726 V
Chester Hill Enr Co	3694	V 7694 V
Abing Poco	13597	13597 V V
Balance Tire Co	9560	V 9560 V V
Ma Valley EMS	0	V 10/10/13 V V
McLanahan Fire Co	12296	V 12296 V
Gold Eagle Tire Co	18922	V 18922 V
Snyder Twp	39800	V 39800 V
Tyrone School	13110	V 13110 V
Logan Tire Co	19610	V 19610 V
PALEMS	0	V 78822 V
Yulee Fire Co	8779	V 8779 V V
McTop Fire Co	15204	V 15204 V V
Patterson Twp	52455	V 52455 V
Millwood Twp	14100	V 14100 V
Rip Poco	126263	V 126263 V
Pinch Valley EMS	0	V 82124 V
Centre Hall Enr Co	14325	V 14325 V
Porter M Library	27823	V 27823 V V
Centre Co Office of Trans	7547	V 7547 V
Yoder's Enr Co	16888	V 16888 V
Plaist Twp	28577	V 28577 V
PAFC School	27351	V 27351 V
Grado Twp Enr Co	2095	V 2095 V
Clinton Co Solid Waste	8191	V 8191 V
Wright Mtn Depart	2183	V 2183 V
Pitt Twp	2308	V 2308 V
Mburg Corp	5235	V 5235 V
Delco 1011 Foster Super	3100	V 3100 V
Frederick Hook & Ladder	499	V 499 V
Walker Twp Fire Co	4736	V 4736 V
PAFC Valley School	16345	V 16345 V
PAFC EMS	0	V 106317 V V
Carlisle Ambulance	2	V 2750 V
Yulee Fire Dept	14712	V 14712 V
PAFC 113-10	29861	V 49861 V
	597715	V 908221 V
	=24 9	151494
	10	150727

2010 CITE 2510

8849
 Form (Rev. January 2009)
 Department of the Treasury
 Internal Revenue Service

"GASOLINE CLAIM"
Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J J P O W E L L I N C

Employer identification number (EIN)

9 4 7 4

Address (number, street, room or suite no.)

P O B O X 3 0

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

P H I L I P S B U R G P A

ZIP code

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

1 2

Daytime telephone number (optional)

8 1 4 3 4 2 3 1 9 0

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(c) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here	Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.	
	Signature and title (if applicable) <i>Jeffrey Stewell</i> Date <i>01-28-11</i>	

Signature and title (if applicable)

Date

Type or print your name below signature.

Paid Preparer's Use Only	Preparer's signature ► Firm's name (or name if self-employed), address, and ZIP code ►	Date	Check if self- employed <input type="checkbox"/>	Preparer's SSN or PTIN ► Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

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Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

EIN

JJ POWELL INC

9474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use in commercial aviation (other than foreign trade) taxed at \$219		\$.175		\$	355
b Use in commercial aviation (other than foreign trade) taxed at \$244		.200			417
c Nonexempt use in noncommercial aviation		.025			418
d Other nontaxable uses taxed at \$244		.243			348
e Other nontaxable uses taxed at \$219		.218			369
f LUST tax on aviation fuels used in foreign trade		.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.183	13044	\$ 2387 .95	382
b Use by a state or local government	.183	41048	7511 .78	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	324
b Use by a state or local government	.193			

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC # 19474 (4TH QTR 2010)

FEDERAL EXEMPT GASOLINE SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	0
	CHESTER HILL BORO	224
	PHILIPSBURG BORO	1069
	RELIANCE FIRE CO	4
	COLUMBIA FIRE CO	49
	BALD EAGLE FIRE CO	30
	SNYDER TWP.	10
	TYRONE SCHOOL DISTRICT	1053
	LOGAN FIRE CO.	52
	HOPE FIRE CO.	25
	MT. TOP FIRE CO.	371
	PATTON TWP.	4108
	HALFMOON TWP.	1
	CURWENSVILLE LAKE REC AUTH	171
	BELLEFONTE BORO	2541
	STATE COLLEGE SCHOOL DISTRICT	3949
	CENTRE CO. LIBRARY	76
	UNDINE FIRE CO.	19
	BENNER TWP.	77
	BELLEFONTE SCHOOL DISTRICT	3974
	CENTRE HALL BORO	0
	SPRING TWP.	656
	GREGG TWP. FIRE CO.	0
	WILLIAMSPORT MUNICIPAL AIRPORT	246
	CHESTER HILL FIRE CO.	187
	RUSH TWP.	704
	BOGGS TWP.	500
	WARRIOR'S MARK WATER AUTH	188
	MARION TWP.	0
	UNION TWP.	9
	MORRIS TWP.	75
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	1108
	SPRING-BENNER-WALKER AUTHORITY	0
	MILESBURG BORO	97
	REDBANK TWP	0
	CLEARFIELD CO CAREER & TECH CENTER	0
	LAWRENCE TWP.	800
	PLEASANT GAP FIRE CO	0
	REDBANK VALLEY SCHOOL DISTRICT	2960
	CITIZENS HOOK AND LADDER	0
	CLEARFIELD BORO	1695
	WALKER TWP FIRE CO	0
	CENTRE CO. OFFICE OF TRANSPORTATION	26940
	CENTRE HALL-POTTER SEWER AUTH.	60
	PENNS VALLEY SCHOOL DISTRICT	0
	ALPHA FIRE DEPT.	164
	CENTRE AREA TRANSIT AUTH	0
	TOTAL	54092

OCTOBER 2010

EXELIAT GASOLINE SALES THRU CARDLOCK

Prepared By	Initials	Date

WILSON JONES COMPANY 6/6/97 Columbia, Mo.

CUSTOMER	EXELIAT FEDERAL	EXELIAT STATE	
		224 10	7
Master 4/11/2010	58866 ✓	58866 ✓	
Master 4/11/2010	32960 ✓	32960 ✓	
EDO School	36741 ✓	36751 ✓	
Ring Rose	35246 ✓	35246 ✓	
Mo Valley, Etc.	C ✓	1520 ✓	✓
Columbia Fm Co.	1700 ✓	1700 ✓	
Bald Earth Fm Co	130 ✓	130 ✓	
Tyrone School	40789 ✓	40789 ✓	
BRAE FMS	C ✓	21267 ✓	✓
Flora Fm Co.	501 ✓	501 ✓	
Mc Tee Fm Co	10991 ✓	10991 ✓	
Potter Twp	135051 ✓	135051 ✓	
Hoffman Twp	66 ✓	66 ✓	
SHF Rose	102708 ✓	102708 ✓	
Centra Library	2677 ✓	2677 ✓	
Centra Co Operat Trans	260875 ✓	260875 ✓	
" " " "	673943 ✓	673943 ✓	
Banner Twp	4657 ✓	4657 ✓	
PAH School	134124 ✓	134124 ✓	
WVLL Lake Hurth	11002 ✓	11002 ✓	
Seeling Twp	23022 ✓	23022 ✓	
Wart Mun. Autoplate	4342 ✓	4342 ✓	
Push Twp	16658 ✓	16658 ✓	
ETTE College School	145009 ✓	145009 ✓	
Wing Sess	3022 ✓	3022 ✓	
Centra Coll. Potter Sesser	3302 ✓	3302 ✓	
Morris Twp	3089 ✓	3069 ✓	
Kesterson Valley Fm Co	94478 ✓	94478 ✓	
Shuba Fm Co	5100 ✓	5100 ✓	
Waucoke Lake Water Dist	7440 ✓	7440 ✓	
Old Rose	51092 ✓	51092 ✓	
	18175376 ✓	1843163 ✓	
	244	1790994	
	10	18169	

**Schedule 2
(Form 8849)**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1345-1420

► Attach to Form 8848. Do not file with any other schedule.

Name as shown on Form 8849 JJ POWELL INC		BN	9474	Total refund (see instructions) \$ 12,237.96
Period of claim: Enter month, day, and year in MMDDYYYY format.				
		From ►	10-01-10	To ► 12-31-10
Claimant's registration no. ►		UV 25-95-00045	Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.	
► UB _____		Complete for lines 1b and 2c.		
► UP _____		Complete for line 2b.		
► UA _____		Complete for line 3. See UV for lines 3d and 3e, type of use 14.		

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception, if any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)		(d) CRN
	\$.243	50362	\$ 12237	.76	
a Use by a state or local government					360
b Use in certain Intercity and local buses	.17				360

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use In Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerogens did not contain visible evidence of dye.

Exception, If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)		(d) CRN
a Use by a state or local government	\$.243		\$		348
b Sales from a blocked pump	.243				
c Use in certain intercity and local buses	.17				347

JJ POWELL INC # 9474 (4TH QTR 2010)

FEDERAL EXEMPT UNDYED DIESEL SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	415
	CHESTER HILL BORO	31
	PHILIPSBURG BORO	423
	RELIANCE FIRE CO	311
	COLUMBIA FIRE CO	104
	BALD EAGLE FIRE CO	330
	SNYDER TWP.	738
	TYRONE SCHOOL DISTRICT	2137
	LOGAN FIRE CO.	155
	HOPE FIRE CO.	330
	MT. TOP FIRE CO.	342
	PATTON TWP.	3781
	HALFMOON TWP.	152
	CLINTON CO SOLID WASTE AUTHORITY	356
	BELLEFONTE BORO	4468
	CENTRE HALL FIRE CO.	207
	CENTRE CO. LIBRARY	448
	UNDINE FIRE CO.	305
	BENNER TWP.	1238
	BELLEFONTE SCHOOL DISTRICT	16172
	CENTRE HALL BORO	25
	SPRING TWP.	0
	GREGG TWP. FIRE CO.	34
	WILLIAMSPORT MUNICIPAL AIRPORT	0
	CHESTER HILL FIRE CO.	91
	RUSH TWP.	539
	BOGGS TWP.	838
	KARTHAUS TWP.	505
	MARION TWP.	0
	UNION TWP.	530
	MORRIS TWP.	765
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	36
	SPRING-BENNER-WALKER AUTHORITY	1072
	MILESBURG BORO	407
	REDBANK TWP.	0
	CLEARFIELD CO CAREER & TECH CENTER	669
	LAWRENCE TWP.	1000
	PLEASANT GAP FIRE CO	1185
	REDBANK VALLEY SCHOOL DISTRICT	3905
	CITIZENS HOOK AND LADDER	0
	CLEARFIELD BORO	1721
	WALKER TWP FIRE CO	846
	CENTRE CO. OFFICE OF TRANSPORTATION	525
	CENTRE HALL-POTTER SEWER AUTH.	31
	PENNS VALLEY SCHOOL DISTRICT	1871
	ALPHA FIRE DEPT.	184
	CENTRE AREA TRANSIT AUTH	1152
	TOTAL	60362

J.J. POWELL, INC.
9474

THE FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 10-01-10 TO 12-31-10:

CONOCO-PHILIPS
1400 PARK AVE.
LINDEN, NJ 07036
800-775-4399

PETROLEUM TRADERS CORP
7120 POINTE INVERNESS WAY
FORT WAYNE, IN 46806
800-348-3705

PETROLEUM PRODUCTS CORP.
PO BOX 2621
HARRISBURG, PA 17105
717-939-0466

MONTOUR OIL SERVICE
112 BROAD STREET
MONTOURSVILLE, PA 17754
570-368-8611

MOTIVA ENTERPRISES
303 FELLOWSHIP ROAD
MOORESTOWN, NJ 08057
609-778-1400

UNITED REFINING CO.
BOX 780
WARREN, PA 16365
814-723-1500

SUNOCO INC
10 PENN CENTER
1801 MARKET STREET
PHILADELPHIA, PA 19103
800-888-8995

BUCKEYE ENERGY SERVICES
BOX 389
TELFORD, PA 18969
215-257-0131

OCTOBER 2010

EXEMPT DIESEL SALES THRU CARDLOCK

Prepared by	Initials	Date
Approved by		

1	2	3	4	5	6	7
CUSTOMER			EXEMPT FEDERAL	EXEMPT STATE		
1	Taylor Twp		13121 ✓	13121 ✓		
2	Clayton Hill Corp		1469 ✓	1469 ✓		
3	Clayton Hill Fire Co		2046 ✓	2046 ✓		
4	EDA School		1990 ✓	1990 ✓		
5	Edina Corp		15847 ✓	15847 ✓		
6	Edina Fire Co		11036 ✓	11036 ✓		
7	Edina Valley EMS		0 ✓	83587 ✓		
8	Edina Fire Co		1752 ✓	1752 ✓		
9	Edina Fire Co		11052 ✓	11052 ✓		
10	Edina Twp		12429 ✓	12429 ✓		
11	Tyronne School		26501 ✓	26501 ✓		
12	Logan Fire Co		7159 ✓	7159 ✓		
13	Bill Edwards		0 ✓	69680 ✓		
14	Elmira Fire Co		10258 ✓	10258 ✓		
15	Elmira Fire Co		14616 ✓	14616 ✓		
16	Patterson Twp		87453 ✓	87453 ✓		
17	Hannibal Twp		2984 ✓	2984 ✓		
18	Elmira 2012		133943 ✓	133943 ✓		
19	Elmira Valley EMS		0 ✓	16723 ✓		
20	Elmira Hill Fire Co		5648 ✓	5648 ✓		
21	Elmira Co Library		16014 ✓	16014 ✓		
22	Elmira Co. Fire & Police		16230 ✓	16230 ✓		
23	Elmira Fire Co		10464 ✓	10464 ✓		
24	Hannibal Twp		36857 ✓	36857 ✓		
25	Elmira School		571070 ✓	571070 ✓		
26	Clinton Co. Solid Waste		8946 ✓	8946 ✓		
27	Patterson Twp		5013 ✓	5013 ✓		
28	Elmira Corp		13077 ✓	13077 ✓		
29	Patterson Hill - Potters Corner		3076 ✓	3076 ✓		
30	Waukesha Twp Fire Co		16316 ✓	16316 ✓		
31	Padilla & Valley School		167664 ✓	167664 ✓		
32	CHAL EMS		0 ✓	104622 ✓		
33	Elmira Fire Co		11625 ✓	11625 ✓		
34	Elmira Corp		62442 ✓	62442 ✓		
35	Elmira Fire & Tech		29200 ✓	29200 ✓		
36			1380483 ✓	1655214 ✓		
37			504 9	1274440		
38				380804		
39						
40						